

Public Sale

SATURDAY,

June 20, 1914

COMMENCING AT 1 O'CLOCK AT

FAIRMONT FAIR GROUNDS

Fairmont, W. Va.

Will sell entire herd of registered Jersey cattle, St. Lambert and Island Bred, consisting of 31 cows, 2 bulls, 35 heifers and calves, some to freshen soon.

For production this herd is second to none. Come, see and be convinced that we have the goods.

J. M. ROSS, Owner.

Col. D. L. Perry, Auc.

Tom Dempsy, Sale Mgr.

Columbus, O.

Westerville, O.

THE PANAMA CANAL

runs from the center both ways to the ocean, but I have concluded to begin at one end and cut all my goods down 10 per cent for the next 60 days, and as I have a large stock of Wall Paper in all variety of designs and colorings; Window Shades made to order, any size or kind; Picture Framing from a complete assortment of mouldings; also Tents, Awnings and Drop Curtains; and last, but not least, a complete assortment of Paints, Oils and Varnishes of the best make. We do all kinds of Painting and Decorating. You know it's what you save that makes you rich.

"YOU KNOW WE KNOW HOW"

W. T. B. CLEMM

McCarty Bldg.

413 W. Main Street.

MEN OF CLARKSBURG

RIGHT NOW is the time for you to get your Summer Clothes. Just think of Bloch Tailoring Co. with its large stock of foreign and domestic woolsens, where each and every pattern is in a class by itself, yet they are priced to suit every man and young man. Our large force of skilled tailors and cutters enables us to turn out perfect garments on very short notice. Our long experience in this business means assurance to our customers.

BLOCH TAILORING CO.

MASONIC BLDG.

ESTABLISHED 1895.

See Us First

before buying millinery

We Save You Money

M. E. Black - Krohme

"THE MILLINER"
Gore Block Room 12, Second Floor.

Dentistry

That looks artistic, wears well, feels comfortable, that pleases you is the dentistry we do and do quickly with little discomfort.

HILL BROS.

DO IT ALL



K. of P. Building, Opposite Sheriff's Residence.

THE CALL of the CUMBERLANDS

By CHARLES NEVILLE BUCK

An extremely realistic story of the Kentucky mountain people. The dominating characters are two young and ambitious natives—Samson South and Sally Miller—whose struggles for betterment, combined with the typical mountain feud, make very interesting reading.

During the story the scene shifts to New York and Paris, where Samson goes to study, and the reader is given a close view of studio and club life as experienced by a mountaineer.

We have in stock dozens of other good ones. Come in and look them over.

THE JAMES & LAW CO.

217 MAIN STREET

SYLLABUSES

Of Some Appeal Cases Recently Decided by the State Supreme Court.

Syllabuses in cases recently decided by the state supreme court are as follows:

Paugh v. City of Parsons, Tucker county. Judgment reversed, and judgment entered here. Judge Lynch.

A pedestrian who, on a dark night, walks, without a light, on an ungraded part of a walk way in a new and unimproved city addition, with knowledge of its dangerous condition because of obstructions thereon, in lieu of the drive way, which he knows is equally convenient and more secure because unobstructed, is guilty of contributory negligence, precluding recovery against the municipality for any injury sustained while thereon.

Sams v. Barnes, Lewis county. Judgment reversed, new trial awarded. President Miller.

The principle of point 7 of the syllabus in Trolley v. Poter, 62 W. Va. 231, relating to fraud in the procurement of a contract, re-affirmed and applied to the facts in this case, reversing the judgment below.

Wilkinson et al v. Poling et al, Barbour county. Reversed, bill dismissed. Judge Williams.

Equity will not enforce performance of a contract for the sale of coal underlying land, at the suit of a purchaser who buys for speculation and delays for four years to demand performance, and who was not in a position to comply with his contract until after he had sold the coal to another.

South Penn Oil Company v. Gardner Oil & Gas Company et al, Kanawha county. Reversed and remanded. Judge Williams.

In a suit by a senior leasee of oil and gas in a tract of 340 acres of land, to cancel a junior oil and gas lease, made by the same lessor on a tract of forty-five and one-half acres, alleged to be within the bounds of the former, the court dismissed the bill on demurrer on the ground that the alleged description of the tract leased to plaintiff was too vague and uncertain for identification. When the lease was made the lessor was the owner of both mineral and surface in a tract of 200 acres, the owner of all the mineral underlying an adjoining tract of 211 acres and also the owner of forty-five and one-half acres of surface carved out of it. The boundaries of the senior lease are described by reference to lines of certain named land owners. It does not appear from the bill who are the owners of the remainder of the surface of the 211 acre tract, nor into how many smaller tracts it may be divided. Held: That it can not be determined from the bill and exhibits that the boundaries of the lease are uncertain, and the demurrer should have been overruled.

Cummings v. Hamrick, Webster county. Affirmed. Judge Robinson.

1. Amendments of pleadings in equity tending to promote substantial justice are favored.

2. Abatement of purchase money can not be had for the loss of a parcel not intended to be included in the conveyance but which has been included by mutual mistake of the parties.

3. Where a sale of land as evidenced by the deed is in gross and not by the acre, and the vendee was not induced to purchase by reliance on the vendor's statement of the quantity, there is no implied warranty of quantity and the vendee can not have an abatement of the purchase money for a deficiency in the acreage.

4. Abatement of purchase money can not be allowed for the loss of land which was not intended to be included in the conveyance and which by the terms thereof is not included therein.

5. Where a conveyance reserves all the coal except what was reserved in a prior deed conveying the coal, and in the latter conveyance there was in fact no reservation, no defined estate or right in coal is conveyed to which the general warranty may be applied and an abatement of the purchase money had.

6. When the deed of conveyance contains only covenants of general warranty and none against incumbrances on the land, without more, is no defense to a suit for the purchase money.

7. A call of a deed for the line of an adjointer can not make an interlock between the land conveyed by the deed and the land of the adjointer.

8. The omission of a call in the deed is no ground of defense against the payment of the purchase money or ground for abatement of the same, and in a suit involving issues only as to whether the purchase money shall be paid or abated, failure to decree a correction of the omission of the call is not error.

The merchant must get used to the fact that his advertising in the Daily Telegram is a necessary part of his store service to the community; and that to neglect it is more damaging to the store's growth than would be equal neglect in his delivery system.

To Keep Baby From Getting Sick

GIVE A SMALL DOSE OF Kellogg's Tasteless Castor Oil



Soothes, Heals, Lubricates.

Castor Oil, your doctor will tell you, is the SAFE cathartic; not harsh, but gentle and cleansing. Kellogg's is Tasteless and Odorless, very much pleasanter to take than the common castor oil, and there are never any bad after-effects. It is the pure oil of castor beans, with all the bad taste removed. Cannot possibly harm the baby, as harsh purgatives may do.

Made by Spencer Kellogg & Sons, Buffalo, N. Y., and sold only in 25c. and 50c. bottles. Ask for Kellogg's Tasteless Castor Oil and look for the name Kellogg on the label.

J. F. Burke, West-Haymaker Co. Stone & Mercer, Charles R. Harrison and other good druggists

The genuine Green Death is sold by all reliable druggists. Squirt it into all cracks and crevices and the bugs will surely die. Kills by suffocation. No stain, no poison, no lasting odor. 25c buys a pint can with patent squirt top.

Beats Green Food!

Better egg-yolk assured. Better, cheaper and more reliable by all fowl. Simply dissolve one tablet in one quart drinking water. Can of 100 large tablets, 50c. Can of 250 large tablets, 1.00. Money refunded if not satisfied.

Succulenta Tablets

Clarksburg, W. Va. HORNOR-GAYLORD CO.

IF AT ALL PARTICULAR SAY SWAGERS ICE CREAM

"CREAM Made of CREAM"

FAMOUS Since 1884

Don't Say Ice Cream, say SWAGERS

At All First Class Druggists and Confectioners

Fly Knocker FREE SPRAYER

Scientists have proved that many infectious and dangerous diseases are communicated by flies, which infect man and beast. Animals can fight flies and make money for you. Farmers, dairymen and stockmen use it; saves milk, saves flesh, saves spirit. It can be used without danger of tainting milk. Campers use it to keep away mosquitoes. Easy to use. This week with each \$1.00 can Conkey's Fly Knocker we will give FREE one perfect 75c sprayer. Don't miss this offer.

STURM & WILSON



DO YOUR CHILDREN ATTEND SCHOOL AT BUCKHANNON?

We insert this advertisement for the reason that we think there may be a family who is educating their children in Buckhannon school, and would want to purchase a property that is near to the Wesleyan College; or would want a good investment where they could rent furnished rooms and run a grocery. We have a picture of the building, and the street on which it is located in our office.

The house is a frame, metal roof, finished in oak and pine, ten rooms, good well, store room, lot 66x160 feet, alley on the side, lot level. If the party would not desire to run a grocery store, which is part of the building, all of the above property is \$4,500

for the house and lot, including the store room. The lot is worth \$2,000 and the building worth \$4,000, and as stated can be purchased for \$4,500. One-half down, balance in one, two and three years, 6 per cent interest. Party who is running the grocery store in this building will sell the stock at invoice, which amounts to \$1,500 or the house and lot and stock of groceries for \$6,000, on the terms mentioned above.

UNION HEIGHTS, SUMMIT PLACE

Seven room, frame, salt roof dwelling, reception hall, basement, front and back porches, lot 50x270 feet.

PRICE \$2,625

\$1,125 down, balance can be carried on easy payments.

BROAD OAKS

We have a property in Broad Oaks, six room frame, slate roof house, two large halls, pantry, front and back porches, all oak finish, lot 40x140 feet.

PRICE \$3,700

\$1,000 cash, and the balance to suit purchaser.

STEALEY ADDITION MILFORD STREET

Eight room, frame, slate roof dwelling, cellar, porch, bath room, all modern improvements, lot 40x120 feet.

PRICE \$4,400

One-half down, balance in one and two years.

BROAD OAKS, ST. CLAIR STREET

Vacant lot No. 25, 40x120 feet, facing Orchard street.

PRICE \$1,600

\$900 down, balance on reasonable payments.

The Willison & Dennison Co.

REAL ESTATE BROKER Goff Bldg., Clarksburg.

The Growth Of Your Surplus Cash

depends upon putting it to work promptly. Do not invest it in highly speculative schemes. Do not let it remain idle. Our Certificates of Deposit are a safe and convenient investment.

The West Virginia Bank

WALDO CORNER, CLARKSBURG.
GEORGE L. DUNCAN, Pres.
R. A. FARLAND, Cashier.
L. D. GRIFFIN, Asst. Cashier.

NOTICE

I hereby announce that I will not be responsible for any debts contracted by my wife, Verena Bird, from this date on. CHRISTIE M. BIRD, Crawford, W. Va., June 18, 1914.

IMPORTANT MEETING.

All members of Nest No. 1552, Order of Owls are earnestly requested to be present at the next meeting in Williams's Hall, Second street, on June 17th, at 8 o'clock P. M. as business of importance is in order.
Signed, MILES SIDDEBOTTOM, Pres.
R. L. HASSON, Secy.

ORDER OF PUBLICATION.

STATE OF WEST VIRGINIA.
At Rules held in the office of the Clerk of the Circuit Court of Harrison County on Monday, the 1st day of June, 1914, the following order was entered.
Biddle Concrete Company, a corporation, Plaintiff
vs. J. In Chancery
J. Walter Duncan, A. Belle Duncan, Henry F. Duncan, A. W. Duncan, Carl Duncan, James E. Law, Farmers Bank at Shinnston, a corporation; Carl W. Neff, Trustee, James F. Allen, Edmund F. Garrett, Trustee, S. G. Swiger, Walter Bumgardner, M. R. Cutright, J. Lee Taylor, H. C. Batten, Trustee, Merchants National Bank of Clarksburg, West Virginia, a corporation; Enock C. Tetrick and John B. Stealey, Administrators of the estate of A. L. Stealey, deceased, Defendants.

Object of Suit.
The object of the above styled cause is to subject the Real Estate of the said J. Walter Duncan to the payment of the several liens existing thereon. And it appearing from an affidavit filed in said cause that H. C. Batten and Enock C. Tetrick are non-residents of this state, it is ordered that they do appear within one month from the date of the first publication of this order and do what is necessary to protect their interests herein.
Given under my hand this 1st day of June, 1914.
WADE COFFMAN, Clerk.
JOHN C. SOUTHERN, Attorney for Plaintiff.

Cheap Auto Hire

You do not have to contract. We transfer in our Auto Trucks.

Household Goods

From most any part of the city at

\$1.00 Per Load

to our Storage House for storing and crating.

We also crate and pack everything in your house from the dishes to the piano, transfer and ship, at lower rates than ever heard of before in Clarksburg.

Do not be MISLED. Call us on either phone for rates. We will CONVINCE YOU.

Central Storage Co.

Bell Phone No. 56.

Home Phone 446.

UNION TRANSFER CO.

Next to Heinze Pressing Shop. Household goods moved by competent men who know how. We haul everything. Our prices are reasonable.
Bell Phone 1358 J. Home 494 L.

GLEN ELK CLARKSBURG

CHEAP JOHN JEWELRY CO.

MONEY TO LOAN

Bargains in unredeemed Watches, Clocks, Jewelry and Musical Instruments.

We make a specialty of Repairing Watches and Clocks with a Two-Years Guarantee.

U KNOW ME

CHEAP JOHN

SPENCERIZED

on plumbing stands for the same thing as STERILIZING on silver. Have your plumbing SPENCERIZED.

H. A. Spencer

SQUARE DEAL PLUMBING. Latstetter Building
BELL PHONE 721 J

Send Us Your Work

Our Auto Will Call

HEINZE & CO.

CLEANERS & DYERS
Bell Phone 887. Home Phone 469

Australia has 83,263,686 sheep.

Engraving

Visiting Cards
Reception Cards
Invitations
Announcements
Monogram Stationery
Very highest class work at reasonable prices.
ASK TO SEE SAMPLES

The Daily Telegram CLARKSBURG

MONEY

QUICK PRIVATE CONFIDENTIAL LOANS Home Loan Co.

Phone, Write or Call 643 Empire Bldg.